

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. C 06-00556-2 CRB

Plaintiff,

**ORDER RE: "WILLFULLY"
INSTRUCTION**

v.

STEPHANIE JENSEN,


Defendant.

The Court concludes that its proposed instruction on willfulness, as defined by 15 U.S.C. § 78ff(a), accurately sets forth the governing legal standard. See United States v. Tarallo, 380 F.3d 1174, 1188 (9th Cir. 2004). Accordingly, the jury will be instructed as follows:

To prove that Ms. Jensen acted willfully, the government must prove beyond a reasonable doubt that Ms. Jensen intentionally falsified books, records or accounts, knowing the falsification to be wrongful.

IT IS SO ORDERED.

Dated: December 3, 2007



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE